

Department of Health
Notice of Rulemaking Hearing
Board of Medical Examiners
Division of Health Related Boards

There will be a hearing before the Tennessee Board of Medical Examiners to consider the promulgation of amendments to rules pursuant to T.C.A. §§ 4-5-202, 4-5-204, 63-6-101, 63-6-207, 63-6-224, and 63-6-237. The hearing will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-204 and will take place in the Tennessee Room of the Cordell Hull Building located at 425 5th Avenue North, Nashville, TN at 8:45 a.m. (CST) on the 18th day of January, 2005.

Any individuals with disabilities who wish to participate in these proceedings (review these filings) should contact the Department of Health, Division of Health Related Boards to discuss any auxiliary aids or services needed to facilitate such participation or review. Such initial contact may be made no less than ten (10) days prior to the scheduled meeting date (the date such party intends to review such filings), to allow time for the Division to determine how it may reasonably provide such aid or service. Initial contact may be made with the ADA Coordinator at the Division of Health Related Boards, First Floor, Cordell Hull Building, 425 Fifth Avenue North, Nashville, TN 37247-1010, (615) 532-4397.

For a copy of the entire text of this notice of rulemaking hearing contact:

Jerry Kosten, Regulations Manager, Division of Health Related Boards, 425 Fifth Avenue North, First Floor, Cordell Hull Building, Nashville, TN 37247-1010, (615) 532-4397.

Substance of Proposed Rules

Amendments

Rule 0880-2-.08 Examination, is amended by deleting subparagraph (2) (a) in its entirety and substituting instead the following language, so that as amended, the new subparagraph (2) (a) shall read:

- (2) (a) The Board adopts the NBME's and the USMLE's determination of the passing scores for each Part or Step of their examinations. When an applicant fails to attain the passing score on any Part or Step of either the NBME or the USMLE and subsequently retakes that Part or Step, the passing score for each retake will be the NBME's and the USMLE's recommended minimum passing two-digit score plus one (1) additional point for each time that the Part or Step is retaken. It is the intent of this rule that the passing two-digit score be increased cumulatively according to the number of times the applicant had to retake the Part or Step (Example - If an applicant has to retake a Part or a Step three (3) times due to

failure of that Part or Step the passing score for that applicant for that Part or Step would be the NBME's and the USMLE's recommended minimum passing two-digit score plus three (3) additional points).

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-6-101, and 63-6-207.

Rule 0880-9-.08 Radiologist Assistant Scope of Practice and Role Delineation, is amended by adding the following language as new paragraph (4) and renumbering the present paragraphs (4) through (7) as paragraphs (5) through (8):

- (4) The use of conscious sedation / moderate sedation requires the physical presence of the supervising radiologist or an anesthesiologist or a certified registered nurse anesthetist.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-6-101, 63-6-224, and 63-6-237.

Contact who can answer questions concerning this notice of rulemaking hearing, technical contact for disk acquisition, and person who will approve final copy for publication: Jerry Kosten, Regulations Manager, Division of Health Related Boards, 1st Floor, Cordell Hull Building, 425 5th Avenue North, Nashville, TN 37247-1010 615-532-4397.

I certify that this is an accurate and complete representation of the intent and scope of rulemaking proposed by the Tennessee Board of Medical Examiners.

Robbie H. Bell, Director
Division of Health Related Boards

Subscribed and sworn to before me this the 16th day of November, 2004.

Notary Public

My commission expires on the 25th day of March, 2006.

The notice of rulemaking set out herein was properly filed in the Department of State on the ____ day of _____, 2004.

Riley C. Darnell
Secretary of State

By: _____